

1 D. GEORGE SWEIGERT, C/O
2 P.O. BOX 152
MESA, AZ 85211

2018 NOV 20 AM 11:11

3 **IN THE UNITED STATES DISTRICT COURT
4 FOR THE SOUTHERN DISTRICT OF NEW YORK
(FOLEY SQUARE)**

5 D. GEORGE SWEIGERT

Case No.: 1:18-cv-08653-VEC

6 Plaintiff,

7 vs.

Judge Valerie E. Caproni
Magistrate Judge Stewart D. Aaron

8 JASON GOODMAN

9 Defendant

10 **MEMORANDUM OF POINTS AND
11 AUTHORITIES TO SUPPORT PLAINTIFF'S
12 MOTION FOR PRELIMINARY INJUNCTION
13 PER NY CPLR § 6301**

14 **MEMORANDUM OF POINTS AND AUTHORITIES
15 TO SUPPORT PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION**

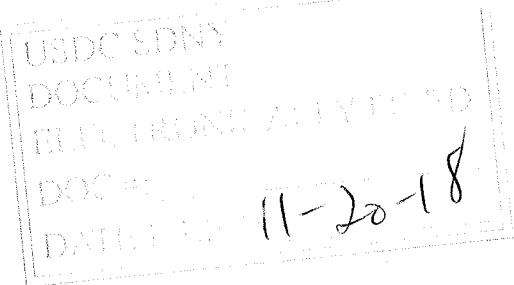
16 PURSUANT TO LOCAL RULE 7.1, NOW COMES THE PRO SE plaintiff, a layman non-attorney who
17 is acting in the capacity of private attorney general in a public interest lawsuit, to respectfully PRAY THIS Court
18 rely on its inherent judicial power and issue an appropriate gag order against Defendant Jason Goodman. This
19 request is sought pursuant to the Court's inherent powers, N.Y. Civil Practice Law and Rules (C.P.L.R.) § 6301 and
20 §6313, Civil Rights Law §§ 50-51, General Business Law §§ 349-350.

21 **DECLARATION / ATTESTATION PURSUANT TO LOCAL RULE 7.1**

22 I hereby attest that the information stated herein is true and correct to the best of my ability under penalties of
perjury. Signed this 15 day of November, 2018



D. George Sweigert, pro se plaintiff



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2

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2 **I. PRELIMINARY STATEMENT**
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4 1. As set forth in the attached affidavits and exhibits annexed thereto, there has unquestionably been
5 violations of N.Y. Civil Rights Law §§ 50-51 and N.Y. General Business Law (GBL) §§ 349-350 by
6 Defendant/tortfeasor Goodman against the Plaintiff which requires court intervention and an order for a temporary
7 injunction and/or a temporary restraining order.

8 2. Although the Defendant (tortfeasor) has accused the Plaintiff of filing “excessive motions” [see
9 Doc. No. 64, 11/14/2018] the foregoing laws REQUIRE the Plaintiff to take litigation action to protect his rights
10 prior to a one year tolling period of the alleged offensive misconduct. The operative date in this case is November
11 27, 2017 when the Defendant/tortfeasor (acting through his companies) distributed the Plaintiff’s likeness, image,
12 photograph, portrait and/or visual representation in a wholly unauthorized manner to sell merchandise on a website
13 known as “REDBUBBLE.COM”. Defendant/tortfeasor Goodman has never obtained written permission from the
14 Plaintiff to distribute these materials. Nevertheless, Defendant Goodman widely disseminated these materials in a
15 pervasive manner to commercialize and exploit the Plaintiff’s personality and ignore his rights as protected by the
16 foregoing cited laws. In fact, tortfeasor Goodman has singled-out and unduly exploited the Plaintiff as a central
17 character to the Defendant’s commercial operations (“Crowdsource the Truth” (CSTT) video distribution).

18 3. The Plaintiff now seeks relief from this Court in the form of a temporary injunction and/or
19 restraining order to enable a “take-down notice” to cease the sale of merchandise that displays the Plaintiff’s
20 likeness, portrait, image, photograph and/or visual representation. Plaintiff presented the third party
21 “REDBUBBLE.COM” with a “take-down” request, which has been ignored (attached in exhibits). All video
22 productions promoting REDBUBBLE.COM merchandise on various platforms (such as YouTube.COM) should
23 also receive an appropriate “take-down notice” issued by this Court.
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II. STATEMENT OF APPLICABLE FACTS

4. Defendant Goodman is self-identified as the “Chief executive Officer” [CEO] of Multi-Media Systems (aka Software) Design, Inc. [MDSI] and 21st Century 3D [21stc3D]. MDSI is a N.Y. chartered corporation (as shown in **EXHIBIT ONE [Exh.1]**) that has purportedly secured the trademark “Crowdsource the Truth” (CSTT) registered to the address that Mr. Goodman has used in this instant litigation (see Defendant’s address in Court docket). The U.S. Patent and Trademark Office (USPTO) trademark application lists Mr. Goodman as “CEO” of MDSI. Depicted in **EXHIBIT TWO [Exh.2]** is the registration of the trademark of “Crowdsource The Truth” (CSTT) with the USPTO, shown in **EXHIBIT THREE [Exh.3]**. As shown in **EXHIBIT FOUR [Exh.4]** the e-mail address used in the original USPTO application of January 12, 2018 is truth@crowdsourcethetruth.org, which is also listed for the Defendant in the Court docket. On the USPTO application under “TYPE” the term “CORPORATION” is listed [Exh.4]. A specimen exhibit was attached to the original 01/12/2018 USPTO application, which includes a screen shot of the CSTT YouTube channel (attached as **EXHIBIT FIVE [Exh.5]**). It is curious to note that the telephone number 212-244-8585 is used on the USPTO application [Exh.4]. A website for the Chamber of Commerce for New York City includes this phone number (212-244-8585) and the MDSI corporate name with a notation “Jason Goodman, President” (**EXHIBIT SIX [Exh.6]**). An identical business address and phone number appear for a California business directory listing of 21st CENTURY 3D [21stc3D] (**EXHIBIT SEVEN [Exh.7]**) related to MDSI.

5. In a video production widely disseminated in a pervasive manner on December 11, 2017 [12/11/2017] (**EXHIBIT EIGHT [Exh.8]**) Mr. Goodman states in the “information” section of the video that he believes his private corporation is under attack.

The attacks are focused not only on the privately owned corporation under which I create the video and social media content for Crowdsource the Truth, but also on me personally, assailing my physical characteristics and religious heritage in a way that can only be described as hateful and un-American. They target even those brave, honest, hard working patriots who have defied corrupt authority to step forward and expose crimes that impact us all. [emphasis added]

6. The foregoing facts indicate that "Crowdsource The Truth" (CSTT) is a mercantile, commercial and trade operation which is profit focused. CSTT relies on the use of a N.Y. state charted corporation (**MDSI**) to conduct business. Mr. Goodman has identified himself as the **CEO of MDSI**. It is clear that Mr. Goodman holds himself out as the President and/or CEO of a commercial concern known as **MDSI** and/or **21stc3D** to facilitate the **CSTT** media empire.

7. Defendant/tortfeasor (CEO) Goodman – through his companies (**MDSI, 21stc3D**) – has been warned (over a year ago) to remove the portrait, image, likeness, and/or visual representation of the Plaintiff from merchandise marketed by CSTT. Attached as **EXHIBIT NINE [Exh.9]** is a pre-litigation evidence preservation notice sent via electronic message to the California company “RedBubble” (see e-mail dated November 27, 2017 [11/27/2017]).

8. Attached as **EXHIBIT TEN [Exh.10]** is a depiction of the merchandising that is available on RedBubble, to include “Deep State Dunces” coffee cups and tote bags. The full screen shot of the Deep State Dunces coffee mug graphic can be seen depicted in the **CSTT (MDSI/21stc3D)** video production that was widely disseminated in a pervasive manner on November 27, 2017 [11/27/2017] (**EXHIBIT ELEVEN [Exh.11]**). Tortfeasor Goodman uses these widely disseminated video productions to drive business to the RedBubble coffee cup and tote bag merchandise. Once again, as shown in the affidavits contained in the exhibits section, the Defendant/tortfeasor did not have the permission of the Plaintiff to use his portrait, photograph, image, likeness and/or visual representation in this video production (which appeared as a minimum on YouTube channels “**Jason Goodman**”, “**21stc3D**” and “**CSTT2**”).

III. LAW AND ARGUMENT

PLAINTIFF SEEKS INJUNCTIVE RELIEF FOR VIOLATIONS OF N.Y. CIVIL LAW §§ 50-51

9. Section 50 of the New York Civil Rights Law provides:

"A person, firm or corporation that uses for advertising purposes, or for the purposes of trade, the name, portrait or picture of any living person without having first obtained the written consent of such a person Is guilty of a misdemeanor."

10. Having defined the offense, and declaring it to be illegal, § 51 of the Civil Rights law goes on to provide civil remedies for the violation as well, including injunction and damages. Once the violation is established, the plaintiff may have an absolute right to an injunction, regardless of the relative damage to the parties. *Onassis v. Christian Dior-New York*, 472 N.Y.S.2d 254, 258 (NY.Sup.Ct. 1984). See *Blumenthal v. Picture Classics, Inc.* 257 N.Y.S. 800 (1st Dept. 1932), *Loftus v. Greenwich Lithographing Co.*, 182 N.Y.S. 428 (1st Dept. 1920); *Durgom v. CBS*, 214 N.Y.S.2d 752 (1st Dept. 1961). In *Onassis*, the Court posed a simple question “Is there a violation?” *Onassis*, 472 N.Y.S.2d at 258.

11. In order to establish a violation under N.Y. Civil Rights Law §§ 50 – 51, a plaintiff must demonstrate that the defendant used the plaintiff's name, portrait, picture or voice in the State of new York for purposes of advertising or trade, without the plaintiff's expressed written permission. See *Leviston v. Jackson*, 980 N.Y.S.2d 716, 719 (1st Dept. 2013). "Civil rights Law § 51 authorizes a civil action for injunctive relief and damages, including exemplary damages if a defendant acts knowingly in violation of that protection." *Leviston*, 980 N.Y.S.2d at 719-720; *Ryan v. Volpone Stamp Co.*, 107 F.Supp.2d 369, 391 (S.D.N.Y. 2000).

"The principle to be distilled from a study of statute and of cases construing it is that all persons, of whatever station in life, from the relatively unknown to the world famous, are to be secured against rapacious commercial exploitation ... [I]t is intended to protect the essence of the person, his or her identity or persona from being unwillingly or unknowingly misappropriated for the profit of another." *Onassis*, 472 N.Y.S.2d at 260.

12. Insofar as trade purposes are concerned, the Plaintiff's situation is not where there was some incidental exposure. The reverse is true. The Plaintiff has been unduly featured and exploited by tortfeasor Goodman. (*Blumenthal v. Picture Classics*, 235 App. Div. 570, affd. 261 N.Y. 504). To be sure, in the case of RedBubble, the likeness, portrait or photograph is directly tied to the product itself (see coffee cups and tote bags [Exh.9-11]). (see *Gautier v. Pro-Football*, 278 App. Div. 431, 434-435, aff'd. 304 N.Y. 354). Further, the RedBubble merchandising is in a form separate and distinct from the dissemination of news or information. (see *Binns v. Vitagraph Co.*, 210 N.Y. 51; *Sutton v. Hearst.*, 277 App.Div.155).

1 13. The RedBubble merchandise created by Defendant/tortfeasor (CEO) Goodman is meant solely to
 2 harass, injure and intimidate the Plaintiff and to commercially exploit his personality as a “Deep State Dunce”.
 3 Such reprehensible conduct are in no way newsworthy, or entitled to protection under New York’s Civil Rights Law
 4 §§ 50-51. Instead, Defendant/tortfeasor Goodman’s conduct (and his **CSTT** trade/commercial enterprises
 5 [**MDSI/21stc3D**]) is exactly the type of conduct forbidden by §§ 50-51. In the case of a former first lady (Mrs. John
 6 F. Kennedy) the court was clear “**as a public figure she has not forfeited her right of privacy and does not**
 7 **become a subject for commercial exploitation.**” *Onassis*, 472 N.Y.S.2d at 263. See *Woody Allen v. National*
 8 *Video, Inc.* 610 F.Supp 612 (SDNY 1985).

9 14. The Court will recall that Goodman has asserted that CSTT is a commercial enterprise and collects
 10 funds via the wires of the Internet via a New York charted corporation and a presumed licensed DBA moniker (see
 11 **MDSI** and **21stc3D**). Therefore, at best Defendant Goodman’s **MDSI/21stc3D** and **CSTT** broadcasts to drive traffic
 12 to RedBubble to purchase CSTT merchandise is at best a form of “trade/commercial speech” and are entitled less
 13 protection than the speech of a natural person, per se.

14 “From this line of reasoning, it is clear that while commercial speech is “protected” under the First
 15 Amendment from prior restraint, the protection afforded is less than that provided for noncommercial
 16 speech, so that when commercial expression is false or misleading it is afforded no protection whatsoever”.
 See *Quinn v. Aetna Life and Cas. Co.*, 96 Misc.2d 545, 554 (Queens.Cty.Sup.Ct.1978); *Ohralik v. Ohio*
State Bar Ass’n, 436 US 447, 456 (1978).

17 15. Numerous examples could be cited of communications that are regulated without offending the
 18 First Amendment, such as employers’ threats of retaliation for the labor activities of employees. *Ohralik*, 436 U.S.
 19 at 456. Further, a protective order in this case restraining the Defendant’s use of the Plaintiff’s portrait, photograph,
 20 likeness and/or visual representation is not a prior restraint of the media or press coverage. Instead, it is simply a
 21 protective order restraining a tortfeasor from the unauthorized use of the Plaintiff’s portrait, photograph, likeness
 22 and/or visual representation. See *In re Application of Dow Jones & Company, Inc. et. al.* 842 F.2d 603, 607 (2nd Cir.
 23 1988)

24 16. The court again enunciated the principle that the State may intervene to protect the public from
 25 harmful commercial speech in *Ohralik*, 436 U.S. at 462, by stating that:

“the State has a legitimate and indeed ‘compelling’ interest in preventing those aspects of solicitation that involve fraud, undue influence, intimidation, overreaching, and other forms of ‘vexatious conduct’”.

17. As the *Quinn* court found that aspects of commercial speech can violate the State's public policy as expressed in N.Y. Penal Law § 215.25 relative to jury tampering.

“For that reason alone, the speech might properly be restrained as it has been held that the press is not immune from statutes of general applicability.” Quinn supra at 556 citing *Dennis v. United States*, 341 U.S. 494, 508, supra ; *Branzburg v. Hayes*, 408 US 665, 691-692 .

¹⁸ More to the point is the reasoning stated in *New York State Broadcasters Assn. v. United States*, 414 F.2d 990, 997 (2nd Cir.1969) .

"The real point here is that we are not primarily in the realm of ideas at all but are chiefly concerned with speech closely allied with the putting into effect of prohibited conduct".

19. Defendant/tortfeasor (CEO) Goodman (**MDSI/21stc3D** and **CSTT**) is commercially exploiting the Plaintiff by making him the central character in the CSTT “deep state” fairy tale. These artifacts (contained in the accompanying exhibits [**Exh.9-11**]) are an attempt to link the Plaintiff with drug smuggling operations in Nicaragua as part of the Iran-Contra affair (see inclusion of Lt. Col. Oliver North, USMC (ret.) in said photographs) to bolster Goodman’s delusional paranoid fantasies of the “deep state”.

20. Accordingly, Plaintiff seeks redress to have his image, likeness, photograph, portrait and/or visual representation removed with a “take-down notice” under N.Y. Civil Rights Law §§ 50-51 for Defendant (CEO) Goodman’s “rapacious commercial exploitation” of his name, image, photograph, and likeness.

PLAINTIFF MEETS THE REQUIREMENT FOR THE ISSUANCE OF A PRELIMINARY INJUNCTION UNDER SECTIONS 349 AND 350 OF THE GENERAL BUSINESS LAW

21. The decision to grant a motion for a preliminary injunction is committed to the discretion of the court. *Doe v. Axelrod*, 73 N.Y.2d 748, 750 (1988); *Jiggets v. Perales*, 202 A.D.2d 341, 342 (1st Dep’t 1994). Preliminary relief is only appropriate where (1) the moving party is likely to succeed ultimately on the merits of its

claim; (2) there exists the prospect of irreparable injury if the provisional relief is withheld; and (3) the balance of equities tips in the moving party's favor. *Nobu Next Door LLC v. Fine Arts Hous., Inc.* 4 N.Y.3d 839, 840 (2005).

22. Because the Plaintiff is seeking a preliminary injunction pursuant to N.Y. General Business Law §§ 349 and 350 (GBL), the irreparable harm analysis in this case differs from a traditional preliminary injunction analysis. Sections 349 and 350 on their face entitle private plaintiffs to seek injunctive relief so long as they have suffered an injury as a result of the defendant's deceptive acts or false advertising. See N.Y. GBL § 349(h).

23. Accordingly, courts have treated future irreparable harm to the public as sufficient to obtain a preliminary injunction order under N.Y. GBL §§ 349 or 350. See *Marcus v. Jewish Nat'l Fund*, 158 A.D.2d 101, 105-06 (1st Dept. 1990). Regardless of whether the Plaintiff can in fact be required to prove irreparable harm in this case, the Plaintiff can make such a showing. To prove that a practice was deceptive within the meaning of N.Y. GBL Section 349, harmed consumers must show that (1) the act or practice was “consumer-focused,” [solicitation to purchase RedBubble merchandising] (2) the act or practice was misleading in a material way, [Plaintiff falsely cast as a “deep state dunce”, or some kind of deep state operative] and (3) they suffered an injury as a result of the deceptive act [viewers deceived with false and misleading narratives and stories about Plaintiff’s involvement in Iran-Contra]. *Stutman v. Chemical Bank*, 95 N.Y.2d 24, 29 (2000). Plaintiff’s claims easily satisfy all three elements.

THE NEED FOR ANY CPLR § 6301 PRELIMINARY INJUNCTION

24. N.Y. CPLR § 6301 augments the power of the federal judiciary to rely on its inherent power to issue injunctive relief. Orders issued pursuant to N.Y. CPLR §§ 6301 and 6313 are commonly used to protect consumers that are harmed by the deceptive practices that violate N.Y. GBL § 349(h). See *The People of the State of New York (by Eric T. Schneiderman) v. FanDual, Inc.*, New York County Clerk's Index No. 453056/15.

25. A preliminary injunction is available when plaintiffs can show that a defendant “threatens or is about to do, or is procuring or suffering to be done, an act in violation of the plaintiff’s rights respecting the subject of the action.” CPLR § 6301. Presently irreparable harm to the Plaintiff’s professional reputation continues. Allowing Defendant Goodman to continue this course of action (through his companies **MDSI/21ste3D**) will not

only irreparably harm the Plaintiff, but injure citizens both inside and outside of the State of New York. See *People v. Romero*, 91 N.Y.2d 750, 756 (1998) (“the Legislature by statute has authorized equity to act and enjoin criminal behavior without the necessity of showing, in the individual case, that the public health or welfare was in danger”).

26. Because Plaintiff is functioning as a private attorney general (**PAG**), he is broadly empowered to protect the general public against deceptive acts and practices, and false advertising. See *Marcus*, 158 A.D.2d at 105-106, *State v. Colo. St. Christian College of the Church of the Inner Power*, 346 N.Y.S.2d 482, 487 (Sup. Ct. N.Y. Cty. 1973). These decisions stand against defendants – like tortfeasor CEO Goodman – who would be permitted to continue their deceptive practices and false advertising, in violation of N.Y. GBL §§ 349 and 350.

27. Over the course of this litigation Defendant Goodman (using his companies **MDSI/21stc3D**) has demonstrated over and over that he will not stop attacking the Plaintiff. Tortfeasor Goodman has only increased the frequency and severity of these intimidation, defamation, trade libel and per se libel attacks on the Plaintiff through the use of deceptive business practices and unlawful merchandising.

28. Balancing the equities “simply requires the court to look to the relative prejudice to each party accruing from a grant or denial of the requested relief.” *Ma v. Lien*, 198 A.D.2d 186, 187 (1st Dep’t 1993). Here, the prejudice that the Plaintiff – and the public at large – will suffer absent a preliminary injunction is all too clear. Defendant/tortfeasor Goodman’s entire operation is illegal, and in violation of numerous civil and criminal statutes, including N.Y. GBL §§ 349-350 , N.Y. Civil Rights Law §§ 50-51, the penal laws described above, the U.S. Federal Trade Commission Act, and the common law (to name a few). There is simply no reason to allow Defendant/tortfeasor (CEO) Goodman to continue exploiting the Plaintiff, nor is there any reason to allow tortfeasor Goodman (through his companies) to act in open defiance of the foregoing cited laws. Allowing Goodman’s business to continue in any capacity creates imminent risk of harm to the Plaintiff and consumers in general.

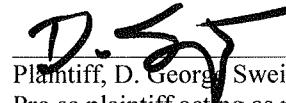
1 **IV. SUMMARY / RELIEF REQUESTED**
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3 29. As has been demonstrated above, Defendant (CEO) Godman's entire merchandising of the
4 Plaintiff's image on coffee cups and tote bags is a sham. Accordingly, the prejudice that he will suffer as a result
5 of an injunction is minimal. Because tortfeasor's CEO Goodman's merchandising operation is per se illegal, the
6 only harm that will directly accrue to Defendant/tortfeasor (CEO) Goodman as a result of an injunction is that he
7 will be restrained from doing what is already forbidden: operating an illegal merchandising outlet whose entire
8 business model relies on defaming, harassing, misappropriating, threatening, and using, Plaintiff's name, image,
9 likeness, photographs and images for tortfeasor Goodman's own perverse financial gain.

10 **DECLARATION / ATTESTATION PURSUANT TO LOCAL RULE 7.1**
11

12 I hereby attest that the foregoing is accurate and true under the penalties of perjury. Further, I hereby attest that the
13 attached exhibits are accurate and true copies of source documents located on the Internet.

14 Signed this 15 day of November, 2018
15

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17 _____
18 Plaintiff, D. George Sweigert
19 Pro se plaintiff acting as private attorney general
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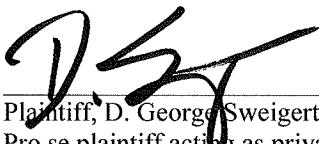
EXHIBITS

DECLARATION / ATTESTATION PURSUANT TO LOCAL RULE 7.1

I hereby attest that the attached exhibits are accurate and true copies of source documents located on the Internet.

There has been no alteration of the source content.

Signed this 15 day of October, 2018



Plaintiff, D. George Sweigert
Pro se plaintiff acting as private attorney general

EXHIBITS

TO ACCOMPANY PLAINTIFF'S MOTION FOR INJUNCTIVE RELIEF

I hereby attest that the foregoing is accurate and true under the penalties of perjury. Further, I hereby attest that the attached exhibits are accurate and true copies of source documents located on the Internet.

Signed this 15 day of November, 2018



Plaintiff, D. George Sweigert

Pro se plaintiff acting as private attorney general

EXHIBIT ONE

Selected Entity Name: MULTIMEDIA SYSTEM DESIGN, INC.

Selected Entity Status Information

Current Entity Name: MULTIMEDIA SYSTEM DESIGN, INC.

DOS ID #: 1830828

Initial DOS Filing Date: JUNE 21, 1994

County: NEW YORK

Jurisdiction: NEW YORK

Entity Type: DOMESTIC BUSINESS CORPORATION

Current Entity Status: ACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

% RANDY S. NEWMAN, ESQ.
208 EAST 51ST STREET
SUITE 200
NEW YORK, NEW YORK, 10022

Registered Agent

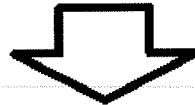
NONE

https://appext20.dos.ny.gov/corp_public/CORPSEARCH.ENTITY_INFORMATION?p_token=73AF9A3A2F18A3D9F88633B9E967A9CBB5DE8F0224CE1826334909D82A3E50FFE414D6DA888368571C46ADD6FA5E0BE9&p_nameid=E60C09CCBFDE7E73&p_corpid=0643A2DBA93C8E2C&p_captcha=14375&p_captcha_check=73AF9A3A2F18A3D9F88633B9E967A9CBB5DE8F0224CE1826334909D82A3E50FF568A2B65A8F4B5E0FABF8040A58D3065&p_entity_name=%6D%75%6C%74%69%6D%65%64%69%61%20%73%79%73%74%65%6D%20%64%65%73%69%67%6E&p_name_type=%41&p_search_type=%42%45%47%49%4E%53&p_srch_results_page=0

EXHIBIT TWO

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	87752970	5544901	CROWDSOURCE THE TRUTH	TSDR	LIVE

Word Mark CROWDSOURCE THE TRUTH
Goods and Services IC 041. US 100 101 107. G & S: Providing on-line videos featuring news in the nature of current event reporting, not downloadable.
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 87752970
Filing Date January 12, 2018
Current Basis 1A
Original Filing Basis 1A
Published for Opposition June 5, 2018
Registration Number 5544901
Registration Date August 21, 2018
Owner (REGISTRANT) Multimedia System Design, Inc CORPORATION NEW YORK 6s 252 7th Avenue New York NEW YORK 10001
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CROWDSOURCE" APART FROM THE MARK AS SHOWN
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE



Internet URL: <http://tmsearch.uspto.gov/bin/showfield?f=doc&state=4804:7ytrd4.2.1>

Word Mark CROWDSOURCE THE TRUTH
Registration Date August 21, 2018
Owner (REGISTRANT) Multimedia System Design, Inc CORPORATION NEW YORK 6s 252 7th Avenue New York NEW YORK 10001
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CROWDSOURCE" APART FROM THE MARK AS SHOWN
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

Word Mark CROWDSOURCE THE TRUTH
Goods and Services IC 041. US 100 101 107 . G & S: Providing on-line videos featuring news in the nature of current event reporting, not downloadable.
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Registration Date August 21, 2018
Owner (REGISTRANT) Multimedia System Design, Inc CORPORATION NEW YORK 6s 252 7th Avenue New York NY 10001
Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CROWDSOURCE" APART FROM THE MARK AS SHOWN!
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE



EXHIBIT THREE



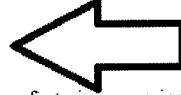
Crowdsource the Truth

Reg. No. 5,544,901

Multimedia System Design, Inc (NEW YORK CORPORATION)

Registered Aug. 21, 2018

6s
252 7th Avenue
New York, NEW YORK 10001



Int. Cl.: 41

CLASS 41: Providing on-line videos featuring news in the nature of current event reporting.
not downloadable

Service Mark

FIRST USE 10-1-2016; IN COMMERCE 8-1-2017

Principal Register

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT STYLE, SIZE OR COLOR

No claim is made to the exclusive right to use the following apart from the mark as shown:
"CROWDSOURCE"

SER. NO. 87-752,970, FILED 01-12-2018

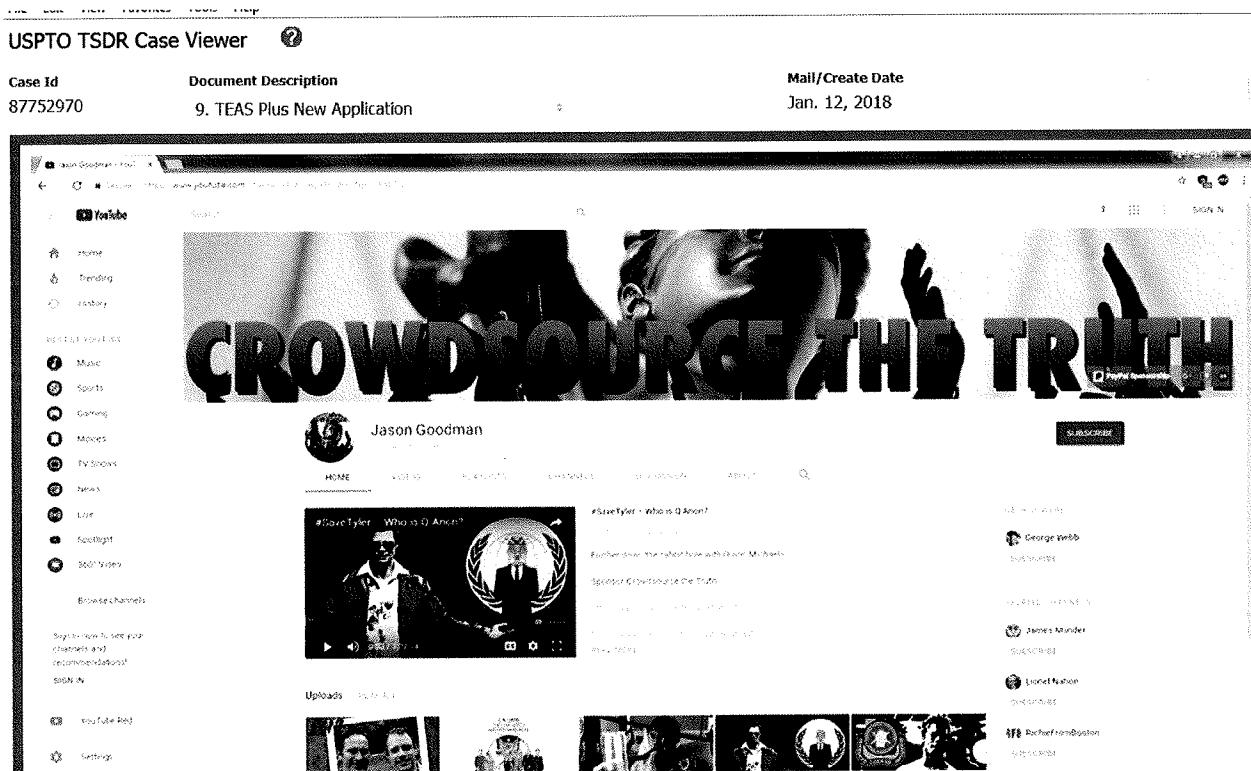
<http://tsdr.uspto.gov/documentviewer?caseId=sn87752970&docId=ORC20180805025238#docIndex=0&page=1>

EXHIBIT FOUR

REGISTER	Principal
APPLICANT INFORMATION	
*OWNER OF MARK	Multimedia System Design, Inc
INTERNAL ADDRESS	6s
*STREET	252 7th Avenue
*CITY	New York
*STATE (Required for U.S. applicants)	New York
*COUNTRY	United States
*ZIP/POSTAL CODE (Required for U.S. and certain international addresses)	10001
PHONE	212-244-8585
FAX	212-244-8585
EMAIL ADDRESS	truth@crowdsourcetheruth.org
AUTHORIZED TO COMMUNICATE VIA EMAIL	Yes
LEGAL ENTITY INFORMATION	
*TYPE	CORPORATION

<http://tsdr.uspto.gov/documentviewer?caseId=sn87752970&docId=ORC20180805025238#d0cIndex=8&page=1>

EXHIBIT FIVE



<http://tsdr.uspto.gov/documentviewer?caseId=sn87752970&docId=ORC20180805025238#docIndex=8&page=1>

EXHIBIT SIX



Multimedia System Design Inc

0 Reviews

**505 8th Ave Rm 1006
New York, New York 10018
(212) 244-8585**

[Claim this Business](#)

[Print](#) | [Save](#) | [Directions](#)

About

Multimedia System Design Inc is located at the address 505 8th Ave Rm 1006 in New York, New York 10018. They can be contacted via phone at [\(212\) 244-8585](#) for pricing, hours and directions.

Multimedia System Design Inc has an annual sales volume of 501K - 999,999. For more information contact [Jason Goodman, President](#)

For maps and directions to Multimedia System Design Inc view the map to the right. For reviews of Multimedia System Design Inc see below.

<https://www.chamberofcommerce.com/new-york-ny/7529885-multimedia-system-design-inc>

EXHIBIT SEVEN



21ST CENTURY 3D

New York, NY · Los Angeles, CA

Industry: Motion Pictures and Film, Computer Related Services Motion Picture/Video Production, Video Production, Motion Picture & Video Production

Doing business as: Multimedia Software Design Inc
21st Century 3D
M S D

Site: 21stcentury3d.com

Phone: (212) 244-8585

Description: 21st Century 3D is a full-service stereoscopic 3D motion picture production company with offices in New York City and Los Angeles. We provide cutting edge live-action and computer generated...

Addresses: 505 8 Ave #1006, New York, NY 10018
3450 Cahuenga Blvd W, Los Angeles, CA 90068

Members (2): Jason Goodman (President)
Stephen Baker (Operations Manager)

SIC: 7812 - Motion Picture and Video Tape Production

Company size: 1-10 employees

Business Background Report

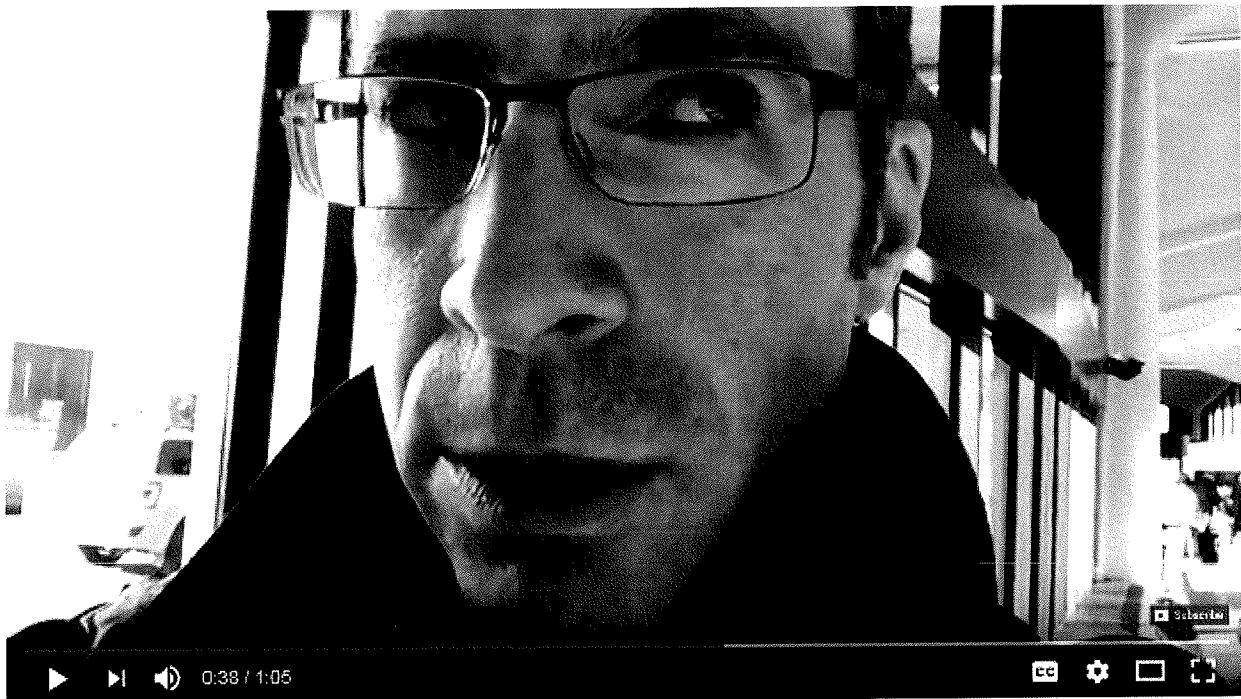
<https://bizstanding.com/directory/CA/MU/440/>

EXHIBIT EIGHT

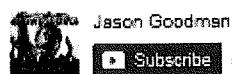
YouTube video production appearing on the Jason Goodman" channel.

<https://www.youtube.com/watch?v=gqwV8UfBd5g>

12/11/2017



Port Authority Bus Terminal Explosion Deemed 'Botched Terror Attempt' By NYPD



Jason Goodman

Subscribe

68K

4,455 views

+ Add to Share More

1,000 39

Published on Dec 11, 2017

I've posted this video to let everyone know that although the explosion this morning was very close to my home and Crowdsource the Truth headquarters, I was not injured. Thanks to those who have inquired.

SHOW MORE

I've posted this video to let everyone know that although the explosion this morning was very close to **my home and Crowdsource the Truth headquarters**, I was not injured. Thanks to those who have inquired.

Linked to ISIS, this seems to have been a scare tactic by an impotent terrorist, similar in scope to explosions that took place on 23rd Street in Chelsea (**also very near my home**) just over one year ago. Fortunately no serious injuries have been reported.

Crowdsource the Truth has been exposing fraud, corruption and crime for more than one year. As we grow in viewership and effectiveness, **our effort has come under consistent heavy attack by a determined group of misguided individuals.**

These are truly despicable people who rely on spin, speculation, intimidation, exaggeration, fabrication, and malicious lies. They have concentrated their efforts to conceal the truth and present a manufactured, patently false narrative and fraudulent conclusions.

While they do this, they attempt to **achieve financial gain** through a wide range of methods including monetized YouTube channels, Patreon solicitations, blockchain driven sites, fraudulent charity fundraising efforts, **baseless fake lawsuits** that abuse civil legal procedure and other methods.

The attacks are focused not only on **the privately owned corporation under which I create the video and social media content for Crowdsource the Truth**, but also on me personally, assailing my physical characteristics and religious heritage in a way that can only be described as hateful and un-American. They target even those brave, honest, hard working patriots who have defied corrupt authority to step forward and expose crimes that impact us all.

The latest efforts of this nefarious group have graduated to a level that demands action. Their malicious attacks have gone too far. Their deception must be exposed. They must face justice for their acts.

They mask their method as childish antics and "troll" behavior but this is a charade to hide their true, far more sinister purpose. They antagonize targets to elicit engagement and perpetuate

discord. They aim to make the very act of addressing their claims or actions appear to bring down the value of the content here. When lies go unchallenged, some may begin to believe them.

This group also aims to raise their profile and profits by exploiting the explosive growth of the fantastic audience here, while they continue to deceive and attempt to take advantage of the Crowdsource community. To more effectively neutralize their efforts, **Crowdsource the Truth will go back to ignoring them and remain dedicated to investigative journalism,** crowdsource fact checking and the serious work we have all set out to do. If you also wish to ignore these individuals, please continue to enjoy that effort here.

Those interested in learning how the misguided, malignant personnel are carrying out their nefarious plans and help put an end to their wrongdoing may do so at a new YouTube channel "Exposing the Chavez Hoax" with content coming soon, link below:

<https://www.youtube.com/channel/UCE7t...>

Thank you for your ongoing support. Sponsor Crowdsource the Truth

<http://paypal.me/crowdsourcethetruth> <https://www.patreon.com/crowdsourceth...>

BTC - 14y2bEJ484DTbQwthX51VWpcRtk9Q7kmQQ

ETH - 0x07a23Ac0EBb5936d60A8cBfE07D64A579Cc756c9

LTC - LVP2d143QjPv1JaJpqgPHzQzv2qSQCDnbd

email truth@crowdsourcethetruth.org

merchandise - <https://www.redbubble.com/people/csth...>

**Legal Disclaimer: Sponsorship of Crowdsource the Truth is made at the sponsor's sole discretion. Sponsorship funds are not tax-deductible, are non-refundable, and do not represent any ownership, equity interest or decision-making authority in the organization.

[emphasis added]

EXHIBIT NINE

----- Original Message -----

From: Spoliation Notice <spoliation-notice@mailbox.org>
To: dmca@redbubble.com, georg.webb@gmail.com, email@redbubble.com,
truth@crowdsourcethetruth.org, Spoliation Notice <spoliation-
notice@mailbox.org>

Date: November 28, 2017 at 11:34 AM

Subject: ATTN: Litigation hold and spoliation notice

ATTN: Legal Counsel

A lawsuit shall be commenced upon your corporation in the courts form the State of California for the publication of the attached artwork, sponsored by "csthetheruth".

This is your spoliation and litigation hold notice. As this artwork violates various privacy laws in the State of California a complaint shall be lodged with the State Attorney General. Additionally, civil sanctions will be pursued.

ALL records associated with "csthetheruth" MUST be safely archived and preserved. This includes all materials related to "csthetheruth"; such as, financial records, user applications, previously submitted artwork, invoices, e-mail exchanges, etc.

This "cdthetheruth" artwork displays a copyright protected photo of our client, David George Sweigert. He is depicted wearing a dunce cap in a straight

jacket. This appears to be the work of George Webb Sweigert and Jason Goodman, both copied on this message.

We believe this is a gross violation of your corporate community standards policy as it holds our client (a private citizen) up to public ridicule and mockery. Additionally, "csthetruth" does not have permission to use this photograph.

Respectfully,

Evidence Collection Team

[Attached work show below]



🔒 <https://www.redbubble.com/p> 6 ⋮



**Designed by csthestruth
New York, United States**

A portion of your purchase goes directly to this artist

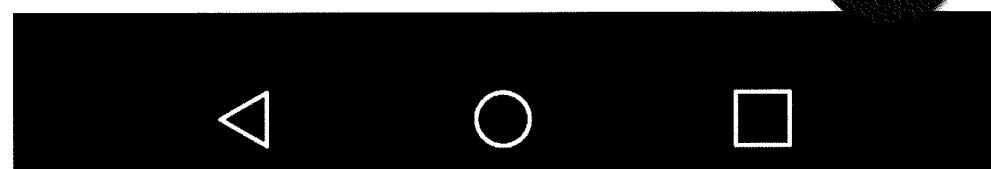


EXHIBIT TEN



Figure 1.a. Undersigned depicted on CSTT RedBubble coffee cup
(<https://www.redbubble.com/people/csthetruth/works/29102359-deep-state-dunces?p=mug>)

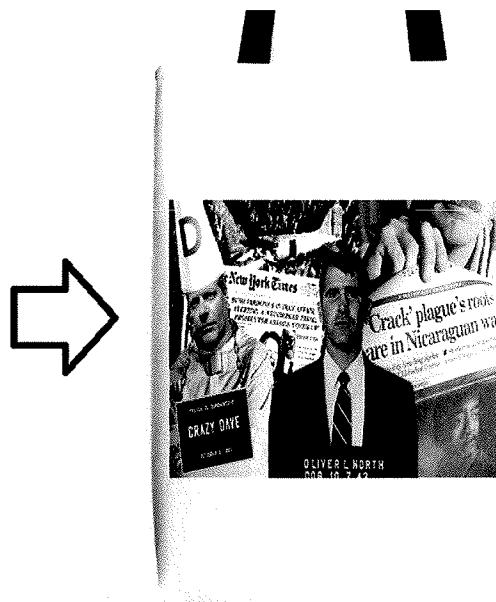


Figure 1.b. Undersigned depicted on CSTT RedBubble Tote Bag
(<https://www.redbubble.com/shop/crowdsouce+the+truth>)



Figure 1.c. Undersigned depicted on CSTT RedBubble Tote Bag

(<https://www.redbubble.com/shop/crowdsourcethe+truth>)

EXHIBIT ELEVEN

Internet URL: <https://www.youtube.com/watch?v=GNxCk6nqFJg>



Deep State Dunces Attack George Webb & CSTT - Bitcoin Challenge Response



Jason Goodman

[Subscribe](#) 70K

15,220 views

Figure 1.a. Unauthorized portrait on YouTube thumb-nail

Streamed live on Nov 27, 2017

The dumbest affiliates of the Deep State simply will not give up their ludicrous attacks on the truth, while simultaneously offering no evidence to support their claims.

Become a sponsor of Crowdsource the Truth and support the effort

<http://paypal.me/crowdsourcethetruth>

<https://www.patreon.com/crowdsourceth...>

Buy Crowdsource the Truth merchandise in the on-line store

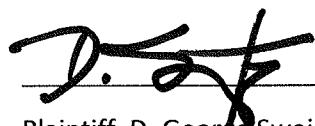
<https://www.redbubble.com/people/csth...>

Buy Crowdsource the Truth merchandise in the on-line store
<https://www.redbubble.com/people/csth...>

AFFADIVAT OF PLAINTIFF

I have never given Jason Goodman of New York City permission to use my name, image, photograph or likeness in any form or manner whatsoever.

Signed this 15 day of November, 2018



Plaintiff, D. George Sweigert

Pro se plaintiff acting as private attorney general

PRESS FIRMLY TO SEAL

PRESS FIRMLY TO SEAL

PRIORITY MAIL
POSTAGE REQUIRED

PRIORIT^Y
★ MAIL ★

FROM:

D. GEORGE SWEIGERT, C/O
P.O. BOX 152
MESA, AZ 85211

P



PRIORITY MAIL 2-Day®

EXPECTED DELIVERY DAY: 11/17/18
SHIP
TO:

TO:

PRO SE DIVISION, ROOM #200
Clerk of the Court
U.S. District Court for the SDNY
(FOLEY SQUARE)
500 Pearl Street
New York, New York 10007-1312

0006

NEW YORK, NY 10007

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